

THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

-
WRIT PETITION No. 5195 OF 2001

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Dated 14th August, 2007

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Between:

K.Chandrasekhar

...Petitioner

And

The Mandal Revenue Officer,
Uppal Mandal, Ranga Reddy District
and others.

...Respondents.

ORAL ORDER:

In this writ petition, the petitioner questions the interference by the respondents in the construction of house by the petitioner in the site admeasuring 204 sq. yards bearing plot No.22 in Survey No.23 at Block No.1, Mamata Nagar, Nagole of Ranga Reddy District.

The petitioner claims to be the owner and possessor of 204 sq. yards of land bearing plot No.22 in Survey No.23 in Block No.1 of Mamata Nagar, Nagole village, Ranga Reddy District. It is stated that the father of the petitioner purchased the said property by registered sale-deed dated 30.4.1985 from its earlier owner one K.Dasarath and by virtue of the Gift Deed bearing No.4181/2000 dated 22.5.2000 executed in favour of the petitioner, he derived title to the subject property. The petitioner also obtained permission from the L.B.Nagar Municipality for construction of the house vide proceedings dated 11.1.2001 in GF/BP/1134/2000.

It is the grievance of the petitioner that though the petitioner is having valid title and is in possession of the house plot and constructions are being made in accordance with the sanctioned plan, respondents are interfering with his construction by sending their office personnel.

At the stage of admission, this court by order dated 29.3.2001 granted interim order and the said interim order continued all along. Though the writ petition is filed in the year 2001, no counter affidavit is filed by any of the respondents.

Though it is specifically alleged that the petitioner is making construction in his own plot and the same is covered by permission from the local authority, the same is not controverted by filing any counter affidavit. In that view of the matter and taking into consideration that the interim order passed by this court continued

all along, I dispose of the writ petition directing the respondents not to interfere with the construction of the petitioner in the house plot bearing No.22 covered by Survey No.23 of Mamata Nagar, Nagole, Ranga Reddy District. However, it is made clear that if any constructions are made in the government land or in deviation of the sanctioned plan, it is open for the respondents to take steps in accordance with law.

Subject to above direction, the writ petition is disposed of. No costs.

14-8-2007

R.SUBHASH REDDY, J.

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